

3-18-05

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**EMERSON**



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March 17, 2005

**EXTREMELY URGENT AND IMPORTANT**

**SENT BY EXPRESS MAIL**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313

RECEIVED  
MAR 21 2005  
OIPET/JCWS

Re: Receipt of Documents from USPTO **Not** Belonging to our Company

Dear Sir or Madam:

We are in receipt of documents from your Office that do not relate to any pending patent applications owned by Emerson Electric Co. A copy of each document is attached for the following:

<u>Application No.</u>	<u>Type of Document</u>
10/673,374	Issue Notification
09/199,447	Office Action from Examiner Jerry D. Johnson
10/440,199	Original & 1 copy of Issued Patent No. 6,863,164
10/616,955	Notice of Allowance and Fee(s) Due
10/130,062	Office Action from Examiner James C. Kerveros

Apparently, our customer number (#118) has been confused with the customer number for the Miles & Stockbridge law firm of McLean, Virginia (#181). Please correct your records as soon as possible so the proper party can begin receiving their documents.

I have forwarded the original documents to the Miles & Stockbridge firm for their convenience. Thank you.

Sincerely,

Anita R. Wortham  
Paralegal  
On Behalf of Cindy R. Kamp, Patent Administrator

/arw  
Enclosures

cc: Susan Stiles, Miles & Stockbridge



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

NOTICE OF ALLOWANCE AND FEE(S) DUE

000118 7590 02/28/2005  
EMERSON ELECTRIC CO  
PATENT DEPARTMENT STATION 2826  
8000 WEST FLORISSANT  
ST. LOUIS, MO 63136

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MAR 07 2005

LAW DEPARTMENT

EXAMINER

LE, VU ANH

ART UNIT

PAPER NUMBER

2824

DATE MAILED: 02/28/2005

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/616,955	07/11/2003	Motoki Kanamori	XA-9624A	2146

TITLE OF INVENTION: NON-VOLATILE SEMICONDUCTOR MEMORY DEVICE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	05/31/2005

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS** FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER:** Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.